

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 06-1077

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UNITED STATES OF AMERICA,

Appellee,

v.

NELSON LORA-PENA,

Appellant.

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On Appeal from the Final Judgment of the United States District Court  
for the District of Delaware  
(D.C. No. 05-cr-47)  
District Judge: Honorable Kent A. Jordan

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Submitted Under Third Circuit LAR 34.1(a)  
February 2, 2007

Before: BARRY, ROTH, *Circuit Judges*, and IRENAS,\* *Senior District Judge*.

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JUDGMENT

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This cause came on to be considered on the record from the United States District Court for the District of Delaware and was submitted under Third Circuit LAR 34.1(a)

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\* Honorable Joseph E. Irenas, Senior United States District Judge for the District of New Jersey, sitting by designation.

on February 2, 2007.

On consideration whereof, it is now here ORDERED and ADJUDGED by this Court that the judgment of the United States District Court for the District of Delaware, entered January 3, 2006, be, and hereby is, AFFIRMED. All of the above in accordance with the opinion of this Court.

Attest:

/s/ Marcia M. Waldron, Clerk

DATED: April 13, 2007

Certified as a true copy and Issued in lieu **MAY 7 2007**  
of a formal mandate on \_\_\_\_\_

Teste:   
Clerk, U.S. Court of Appeals for the Third Circuit